

AO 240 (1/94)

# RECEIVED United States District Court

MIDDLE  
7006 DEC 21 2006 ALABAMA

UNITED STATES OF AMERICA,  
Plaintiff

V.

AMY ANN PITTS,  
Defendant

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA  
APPLICATION TO PROCEED  
WITHOUT PREPAYMENT OF  
FEES AND AFFIDAVIT

2:06-cv-1129-MEF

CASE NUMBER: 2:04CR00025-F-001

I, AMY ANN PITTS declare that I am the (check appropriate box)

☐ petitioner/plaintiff/movant ☒ other DEFENDANT

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC. §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated?: ☒ Yes ☐ No (If "No" go to Part 2)

If "Yes" state the place of your incarceration FPC - MARIANNA

Are you employed at the institution? YES Do you receive any payment from the institution? YES

Have the institution fill out the Certificate portion of this affidavit and attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? ☐ Yes ☒ No

a. If the answer is "Yes" state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

b. if the answer is "No" state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer

3. In the past 12 twelve months have you received any money from any of the following sources?

a. Business, profession or other self-employment	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
b. Rent payments, interest or dividends	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
c. Pensions, annuities or life insurance payments	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
d. Disability or workers compensation payments	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
e. Gifts or inheritances	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
f. Any other sources	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If the answer to any of the above is "Yes" describe each source of money and state the amount received and what you expect you will continue to receive.

AC 240 (1/94)

4. Do you have any cash or checking or savings accounts? ☐ Yes ☒ No

If "Yes" state the total amount. \_\_\_\_\_

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or other valuable property? ☐ Yes ☒ No

If "Yes" describe the property and state its value.

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support. N/A

I declare under penalty of perjury that the above information is true and correct.

12/19/06  
DATE

Amy Pitts  
SIGNATURE OF APPLICANT

### CERTIFICATE

(Incarcerated applicants only)  
(To be completed by the institution of incarceration)

I certify that the applicant named herein has the sum of \$ 355<sup>06</sup>/<sub>11</sub> on account to his/her

credit at (name of institution) FEDERAL CORRECTIONAL INSTITUTION I further certify

that the applicant has the following securities to 3625 F.C.I. ROAD  
MARIANNA, FL 32446

\_\_\_\_\_. I further certify that during the past six months the applicant's average balance was \$ \_\_\_\_\_

12-12-06  
DATE

Brenda Pinner, Act Sec  
SIGNATURE OF AUTHORIZED OFFICER

Date: 12/12/2006  
Time: 9:00:33 am

Federal Bureau of Prisons

Facility: MNA

TRUFACS

### Inmate Statement

Sensitive But Unclassified

**Start Date:** 03/12/2006  
**End Date:** 12/12/2006  
**Inmate Reg#:** 11373002  
**Account Status:** All  
**Institution:** All

#### General Information

**Inmate Reg#:** 11373002  
**Inmate Name:** PITTS, AMY ANN  
**Current Site Name:** Marianna FCI  
**Housing Unit:** SEMINOLE  
**Living Quarters:** Y02-028U  
**Arrived From:** TAL  
**Transferred To:**  
**Account Creation Date:** 3/16/2006

#### Transaction Details

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MNA	04/11/2006 04:08:35 AM	TX041106			Transfer - Out to TRUFACS	\$0.00		\$0.00
MNA	05/11/2006 03:43:32 AM	TX051106			Transfer - In from TRUFACS	\$100.00		\$100.00
MNA	05/15/2006 10:06:19 AM	33316206			Western Union Sales	\$400.00		\$500.00
MNA	05/15/2006 11:34:17 AM	57			Phone Withdrawal	(\$78.15)		\$421.85
MNA	05/15/2006 08:42:20 PM	ITS0515			Sales	(\$100.00)		\$321.85
MNA	05/16/2006 11:40:32 AM	63			Sales	(\$99.54)		\$222.31
MNA	05/16/2006 02:21:17 PM	118			Lockbox - CD	(\$11.10)		\$211.21
MNA	05/19/2006 05:27:23 AM	70158101			Sales	\$200.00		\$411.21
MNA	05/23/2006 12:23:06 PM	76			Sales	(\$69.20)		\$342.01
MNA	05/23/2006 12:25:10 PM	77			Sales	(\$0.60)		\$341.41
MNA	05/26/2006 12:09:44 PM	72			Sales	(\$5.30)		\$336.11
MNA	05/31/2006 11:16:56 AM	58			Sales	(\$37.90)		\$298.21
MNA	06/06/2006 02:02:31 PM	77			Sales	(\$15.25)		\$282.96
MNA	06/06/2006 03:13:05 PM	33317806			Western Union	\$200.00		\$482.96
MNA	06/08/2006 08:12:00 PM	ITS0608			Phone Withdrawal	(\$100.00)		\$382.96
MNA	06/09/2006 08:03:15 AM	FICP0606			Inmate Co-pay	(\$2.00)		\$380.96
MNA	06/13/2006 12:13:14 PM	110			Sales	(\$135.59)		\$245.37
MNA	06/20/2006 08:31:38 AM	20			Sales	(\$68.60)		\$176.77
MNA	06/21/2006 08:39:26 AM	FICP0606			Inmate Co-pay	(\$2.00)		\$174.77

Date: 12/12/2006  
Time: 9:00:34 am

Federal Bureau of Prisons

Facility: MNA

TRUFACS

### Inmate Statement

Sensitive But Unclassified

#### General Information

Inmate Reg#:	11373002	Living Quarters:	Y02-028U
Inmate Name:	PITTS, AMY ANN	Arrived From:	TAL
Current Site Name:	Marianna FCI	Transferred To:	
Housing Unit:	SEMINOLE	Account Creation Date:	3/16/2006

#### Transaction Details

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MNA	06/27/2006 07:07:31 PM	33319306			Western Union	\$200.00		\$374.77
MNA	07/06/2006 08:23:09 AM	9			Sales	(\$64.00)		\$310.77
MNA	07/06/2006 08:26:03 AM	10			Sales	(\$1.55)		\$309.22
MNA	07/07/2006 08:47:32 AM	FIPP0606			Payroll - IPP	\$27.77		\$336.99
MNA	07/12/2006 11:42:34 AM	78			Sales	(\$109.85)		\$227.14
MNA	07/19/2006 12:53:29 PM	91			Sales	(\$71.55)		\$155.59
MNA	07/19/2006 12:57:13 PM	92			Sales	(\$6.55)		\$149.04
MNA	07/26/2006 02:20:57 PM	103			Sales	(\$60.40)		\$88.64
MNA	08/02/2006 11:53:57 AM	106			Sales	(\$64.60)		\$24.04
MNA	08/04/2006 11:05:38 AM	33322106			Western Union	\$150.00		\$174.04
MNA	08/06/2006 08:06:17 PM	ITS0806			Phone Withdrawal	(\$50.00)		\$124.04
MNA	08/07/2006 09:23:24 AM	FIPP0706			Payroll - IPP	\$1.20		\$125.24
MNA	08/07/2006 09:24:14 AM	FIPP0706			Payroll - IPP	\$52.63		\$177.87
MNA	08/15/2006 12:44:29 PM	68			Sales	(\$87.55)		\$90.32
MNA	08/16/2006 08:08:07 PM	33322906			Western Union	\$100.00		\$190.32
MNA	08/20/2006 04:51:21 PM	ITS0820			Phone Withdrawal	(\$92.00)		\$98.32
MNA	08/22/2006 11:58:05 AM	ITS2CONV			Phone Rev With Rel	\$90.84		\$189.16
MNA	08/23/2006 02:41:45 PM	108			Sales	(\$51.15)		\$138.01
MNA	08/25/2006 02:02:11 PM	TFN0825			Phone Withdrawal	(\$50.00)		\$88.01
MNA	08/28/2006 10:47:07 AM	FICP0806			Inmate Co-pay	(\$2.00)		\$86.01
MNA	08/28/2006 05:08:18 PM	33323706			Western Union	\$100.00		\$186.01
MNA	08/30/2006 12:08:49 PM	84			Sales	(\$40.35)		\$145.66
MNA	08/31/2006 08:27:12 PM	TFN0831			Phone Withdrawal	(\$45.00)		\$100.66
MNA	09/06/2006 10:09:36 AM	FICP0906			Inmate Co-pay	(\$2.00)		\$98.66
MNA	09/06/2006 12:08:59 PM	113			Sales	(\$72.40)		\$26.26
MNA	09/08/2006 07:41:24 AM	FIPP0806			Payroll - IPP	\$80.00		\$106.26
MNA	09/08/2006 08:34:10 AM	IIS024			FRP Quarterly Pymt	(\$25.00)		\$81.26
MNA	09/09/2006 05:10:29 PM	33324606			Western Union	\$300.00		\$381.26
MNA	09/12/2006 02:10:45 PM	108			Sales	(\$53.60)		\$327.66
MNA	09/12/2006 08:45:31 PM	TFN0912			Phone Withdrawal	(\$75.00)		\$252.66

Date: 12/12/2006  
Time: 9:00:34 am

**Federal Bureau of Prisons**  
**TRUFACS**  
**Inmate Statement**  
Sensitive But Unclassified

Facility: MNA

**General Information**

Inmate Reg#:	11373002	Living Quarters:	Y02-028U
Inmate Name:	PITTS, AMY ANN	Arrived From:	TAL
Current Site Name:	Marianna FCI	Transferred To:	
Housing Unit:	SEMINOLE	Account Creation Date:	3/16/2006

**Transaction Details**

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MNA	09/14/2006 02:16:32 PM	IFRP0906			FRP Excess With	\$25.00		\$277.66
MNA	09/15/2006 06:03:17 AM	IFRP0906			FRP Excess With	\$25.00		\$302.66
MNA	09/15/2006 01:17:29 PM	IFRP0906-V			FRP Excess With	(\$25.00)		\$277.66
MNA	09/19/2006 10:36:49 AM	41			Sales	(\$83.90)		\$193.76
MNA	09/20/2006 10:56:13 AM	63			Sales	(\$6.55)		\$187.21
MNA	09/20/2006 02:04:33 PM		2183		Tithes	(\$20.00)		\$167.21
MNA	10/02/2006 12:55:46 PM	125			Sales	(\$80.50)		\$86.71
MNA	10/03/2006 09:10:09 PM	33300207			Western Union	\$200.00		\$286.71
MNA	10/07/2006 09:30:21 PM	TFN1007			Phone Withdrawal	(\$30.00)		\$256.71
MNA	10/10/2006 07:52:59 AM	GIPP0906			Payroll - IPP	\$18.00		\$274.71
MNA	10/10/2006 07:53:30 AM	GIPP0906			Payroll - IPP	\$12.76		\$287.47
MNA	10/10/2006 07:57:12 AM	JV0096			Payroll - UNICOR	\$8.05		\$295.52
MNA	10/10/2006 08:55:32 AM	8			Sales	(\$73.41)		\$222.11
MNA	10/16/2006 10:16:19 AM	19			Sales	(\$109.35)		\$112.76
MNA	10/23/2006 08:46:49 AM	13			Sales	(\$61.50)		\$51.26
MNA	10/26/2006 01:32:05 PM		210		Tithes	(\$6.00)		\$45.26
MNA	10/29/2006 09:05:58 PM	33302107			Western Union	\$200.00		\$245.26
MNA	10/30/2006 09:16:27 AM	12			Sales	(\$64.85)		\$180.41
MNA	11/02/2006 08:31:41 PM	TFN1102			Phone Withdrawal	(\$50.00)		\$130.41
MNA	11/06/2006 08:57:46 AM	23			Sales	(\$3.90)		\$126.51
MNA	11/09/2006 07:51:24 AM	JV0002			Payroll - UNICOR	\$38.07		\$164.58
MNA	11/11/2006 06:07:55 PM	33303007			Western Union	\$350.00		\$514.58
MNA	11/12/2006 07:18:58 PM	TFN1112			Phone Withdrawal	(\$100.00)		\$414.58
MNA	11/13/2006 10:21:30 AM	27			Sales	(\$107.15)		\$307.43
MNA	11/13/2006 10:23:53 AM	28			Sales	(\$70.50)		\$236.93
MNA	11/22/2006 10:59:09 AM	57			Sales	(\$54.90)		\$182.03
MNA	11/28/2006 11:01:02 AM	34			Sales	(\$64.40)		\$117.63
MNA	12/01/2006 08:31:36 AM	459			Tithes	(\$3.80)		\$113.83
MNA	12/01/2006 09:23:42 AM	478			Gift	(\$13.94)		\$99.89
MNA	12/01/2006 09:27:20 AM	483			Books	(\$30.48)		\$69.41



Date: 12/12/2006  
Time: 9:00:34 am

Facility: MNA

**Federal Bureau of Prisons**  
**TRUFACS**  
**Inmate Statement**  
Sensitive But Unclassified

**General Information**

Inmate Reg#:	11373002	Living Quarters:	Y02-028U
Inmate Name:	PITTS, AMY ANN	Arrived From:	TAL
Current Site Name:	Marianna FCI	Transferred To:	
Housing Unit:	SEMINOLE	Account Creation Date:	3/16/2006

**Transaction Details**

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
MNA	12/06/2006 11:04:59 AM	40			Sales	(\$23.85)		\$45.56
MNA	12/07/2006 07:56:54 AM	GIP1106			Payroll - IPP	\$16.20		\$61.76
MNA	12/07/2006 08:01:46 AM	JV0011			Payroll - UNICOR	\$23.30		\$85.06
MNA	12/08/2006 07:09:21 PM	33305007			Western Union	\$300.00		\$385.06
MNA	12/09/2006 02:10:38 PM	TFN1209			Phone Withdrawal	(\$30.00)		\$355.06
<b>Total Transactions:</b>		<b>84</b>			<b>Totals:</b>	<b>\$355.06</b>	<b>\$0.00</b>	

**Current Balances**

Alpha Code	Available Balance	Pre-Release Balance	Debt Encumbrance	SPO Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
MNA	\$355.06	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$355.06
<b>Totals:</b>	<b>\$355.06</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$355.06</b>

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

2006 DEC 21 A 9:26

UNITED STATES OF AMERICA,  
Plaintiff

v.

AMY ANN PITTS,  
Defendant

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

CASE NO.: 2:04CR00025-F-001

2:06-cv-1129-MEF

MOTION TO PROCEED FORMA PAUPERIS

COMES NOW, AMY ANN PITTS, Pro Se, who is now incarcerated at FPC - Marianna, asks this Honorable Court to file the attached Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or correct Sentence by a Person in Federal Custody, as well as, the Memorandum of Law in Support of the § 2255, without prepayment of costs, and to proceed in forma pauperis. The Defendant's affidavit in support of this petition is attached hereto

Respectfully submitted,



Amy Ann Pitts, Pro Se  
REG #11373-002  
FPC - Marianna  
Seminole A  
P. O. Box 7006  
Marianna, FL 32446-7006

DATED: 12/19/06